

**DELEGATION OF AUTHORITY
GENERAL, ADMINISTRATIVE, MISCELLANEOUS**

Implementation of Executive Order 13202,
"Preservation of Competition and Government Neutrality Towards Government
Contractors' Labor Relations on Federal and Federally Funded Construction Projects"
for Grants and Cooperative Agreements

1. **AUTHORITY.** To approve exemptions for grants and cooperative agreements under Executive Order 13202 of February 17, 2001 (66 Fed. Reg. 11225, February 22, 2001), "Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects," as amended by Executive Order 13208 of April 6, 2001 (66 Fed. Reg. 18717, April 11, 2001), "Amendment to Executive Order 13202, Preservation of Open Competition and Government Neutrality Towards Government Contractors' Labor Relations on Federal and Federally Funded Construction Projects." This authority includes:
 - a. Approval of exemptions under Section 5(a) of the Executive Order based on the need to avert an imminent threat to public health or safety or to serve the national security; and
 - b. Approval of exemptions under Section 5(c) of the Executive Order for projects with a project labor agreement or other controlling document in effect, and at least one construction contract awarded, prior to February 17, 2001.
2. **TO WHOM DELEGATED.**
 - a. Through the Director, Office of Management Programs, or equivalent, to the Manager, Grants Unit, or equivalent.
 - b. To the Directors, Office of Environmental Cleanup, or equivalent, Office of Water and Watersheds, or equivalent, and Regional Administrator's Division, or equivalent.
3. **LIMITATIONS.**
 - a. The authority of the delegatee to approve exemptions for grants and cooperative agreements is limited to those grants and cooperative agreements for which they have delegated approval authority; and
 - b. Prior to approving exemptions for grants or cooperative agreements under Section 5(a) of the Executive Order, the delegatee must consult with the Assistant Administrator of the relevant program office.

4. **REDELEGATION AUTHORITY.**

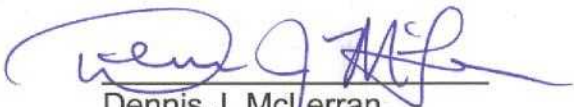
- a. The authorities above may not be redelegated.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. **SUPERSESSION.** This delegation supersedes delegation R10 1-115 (12/15/05) and any other prior delegation of the same authorities.

6. **ADDITIONAL REFERENCES.**

- a. Delegation 1-14-A, Assistance Agreements.
- b. EPA Delegations to approve grants and cooperative agreements.
- c. EPA Delegation 1-2, Appointment of Designated Agency Procurement Executive.
- d. Delegation 1-115 (12/03/01).

11/15/10
Date


Dennis J. McLerran
Regional Administrator